

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

**RONALD N. MCKAY,**

Civil Case No. 08-1224-ST

Plaintiff,

O R D E R

v.

**BRYAN MORRIS, JOHN NACCARATO,  
JOHN DOE I, JOHN DOE II, and  
CLACKAMAS COUNTY,**

Defendants.

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Attorney for Plaintiff

Kathleen J. Rastetter  
Clackamas County Counsel  
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Attorney for Defendants

KING, Judge:

The Honorable Janice M. Stewart, United States Magistrate Judge, filed Findings and Recommendation on May 25, 2010. Plaintiff filed timely objections to the Findings and Recommendation.

When either party objects to any portion of a magistrate's Findings and Recommendation concerning a dispositive motion or prisoner petition, the district court must make a de novo determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). This court has, therefore, given de novo review of the rulings of Magistrate Judge Stewart.

This court ADOPTS the Findings and Recommendation of Magistrate Judge Stewart (#58) dated May 25, 2010 in its entirety.

IT IS HEREBY ORDERED that defendants' Motion for Summary Judgment (#32) is granted.

DATED this 9<sup>th</sup> day of July, 2010.

/s/ Garr M. King

GARR M. KING  
United States District Judge